

Appl. No. 10/643,394

Reply to Notice of Non-Compliant Amendment dated June 5, 2006

REMARKS/ARGUMENTS

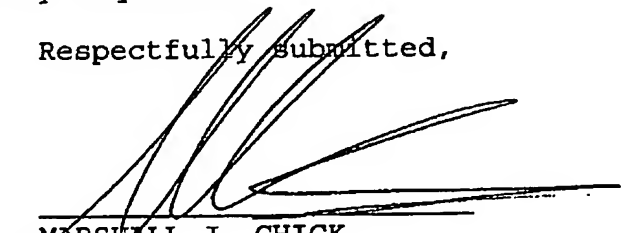
This AMENDMENT changes the designation of claims 7, 8 and 9 from "(Withdrawn-Previously Presented)" to "(Withdrawn)" as required by the "Notice of Non-Compliant Amendment," to avoid abandonment.

However, it is submitted that the "Notice" was unnecessary under the PTO OG Notice of 05 July 2005. The designation of claims 7, 8 and 9 in the AMENDMENT filed May 24, 2006 as "Withdrawn-Previously Presented" is a clear indication that these claims are "withdrawn" but were amended in an earlier amendment. The OG Notice lists "Withdrawn-currently amended" as an example of a designator that is clear and accurate. "Withdrawn-previously presented" is the next logical indicator and serves to inform the Examiner that a change was made, e.g. as in this case, to keep non-elected claims of corresponding subject matter to the elected claims for possible rejoinder.

Entry of the above and consideration along with the earlier filed AMENDMENT is respectfully requested.

Frishauf, Holtz, Goodman
& Chick, P.C.
220 Fifth Ave., 16th Floor
New York, NY 10001-7708
Tel. No. (212) 319-4900
Fax No.: (212) 319-5101
MJC/lid

Respectfully submitted,



MARSHALL J. CHICK
Reg. No. 26,853